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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

# INFORMATION DISCLOSURE STATEMENT

APPLICANT:

Juergen Reithinger

**CONFIRMATION NO.: 3873** 

SERIAL NO.:

10/771,893

**GROUP ART UNIT: 2681** 

FILED:

February 4, 2004

TITLE:

"DEVICE TO TRANSMIT AND RECEIVE DATA FOR REMOTE

CONTROL OF HEARING DEVICES"

#### MAIL STOP AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

SIR:

In accordance with the provisions of 37 C.F.R. § 1.56, Applicant requests that citation and examination of the following documents be made during the course of examination of the above-referenced application for United States Letters Patent.

AA United States Patent No. 6,041,129

AL German Utility Model 201 14 461

AM United Kingdom Specification 1 347 808

AN European Application 1 231 819

AT Data Sheet XE1209 for Ultra Low Power CMOS Transceiver

## **EXPLANATION OF RELEVANCE**

The above references were cited in an Office Action dated January 10, 2005 rendered in connection with the counterpart German application.

Copies of References AL, AM, AN and AT together with Form 1449 are submitted herewith.

An English translation of Reference AL is not readily available to the Applicant, however, an English-language Abstract is attached thereto.

As of the date of mailing of this Information Disclosure Statement, a first Office Action on the merits has not been received in connection with this application, and therefore, this Information Disclosure Statement is in compliance with 37 C.F.R. §1.97(b)(3), and no fee is necessary.

Should this Information Disclosure Statement cross in the mail with a first Office Action, it still in compliance with 37 C.F.R. §1.97(c), and no fee is necessary. Accordingly, the undersigned counsel states, pursuant to 37 C.F.R.§ 1.97(e)(1) that each of the above items was first cited in a communication from a foreign Patent Office in connection with a foreign application not more than three months prior to the filing of this Information Disclosure Statement.

All claims of the application are submitted to be patentable over the teachings of the above references, taken singly or in combination, or in combination with any of the previously submitted references. Early consideration of the application is therefore respectfully requested.

Submitted by,

SCHIFF, HARDIN LLP, CUSTOMER NO. 26574

Patent Department 6600 Sears Tower 233 South Wacker Drive Chicago, Illinois 60606 Telephone: 312/258-5790

Attorneys for Applicant.

## **CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on February **9**, 2005.

STEVEN H. NOLL

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For 16 17 10 1449					Docket No. P04,0007			Serial No. 10/771,893	
FIFORMATION DISCLOSURE CITATION					Applicant				
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communication to applicant.